IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

FRIDAY, THE 28TH SEPTEMBER 2007 / 6TH ASWINA 1929

WP(C).No. 28787 of 2007(B)

PETITIONER:

M/S.HAMZA WOOD & METAL INDUSTRIES,
VAZHIPPARA, CHERAKKAPARAMBA, ANGADIPPURAM,
MALAPPURAM, REPRESENTED BY ITS MANAGING PARTNER
K.P.HAMZA.

BY ADV. SRI.V.K.SHAMUSUDHEEN

RESPONDENTS:
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1. SALES TAX OFFICER, PERINTHALMANNA.

2. DEPUTY COMMISSIONER (APPEALS)
COMMERCIAL TAXES, ERNAKULAM.

3. INSPECTING ASSISTANT COMMISSIONER
DEPARTMENT OF COMMERCIAL TAXES,
MALAPPURAM AT MANJERI.

BY GOVERNMENT PLEADER SRI.M.P.SREEKRISHNAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 28/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC,J

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W.P.(C)Nos.28787 of 2007

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Dated this the 28th day of September 2007

JUDGMENT

Aggrieved by Ext.P1-Assessment order of the first respondent, petitioner filed Ext.P2 appeal along with Ext.P3-stay petition . It is seen that pursuant to Exts.P4 and P5, the appeal was heard on 10.8.2007 and orders are awaited. In the mean while, the revenue recovery proceedings were initiated as per Ext.P6 and hence this writ petition.

2. Now that the appeal itself has been heard by the second respondent and orders are awaited, I do not think that there is any warrant for continuance of Ext.P6. Accordingly this writ petition is disposed of directing the second respondent to pass final orders on Ext.P2 appeal, as expeditiously as possible, at any rate, within one month from the date of receipt of a copy of this judgment.

In the mean time further proceedings pursuant to Ext.P6 shall be kept in abeyance.

ANTONY DOMINIC, JUDGE

dvs